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**FACSIMILE TRANSMITTAL SHEET AND
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8****RECEIVED
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DEC 29 2003

TO: USPTO Central Number for Official Application Correspondence/J. Hardee

Fax No. 703/872-9306

Phone No. 703/872-9309

OFFICIAL

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on December 23, 2003, to the above-identified facsimile number.

David V Upite (Signature)

FROM: David Upite

Fax No. 513-627-8118

Phone No. 513-627-8150

Listed below are the item(s) being submitted with
this Certificate of Transmission:**

- 1) Amendment Transmittal (and copy)
- 2) Fee Transmittal (and copy)
- 3) Amendment (15pgs.)

Number of Pages Including this Page: 20

Inventor(s): Frankenbach et al.

S.N.: 09/980,797

Filed: 12/3/2001

Case: 7656M

Comments:

****Note:** Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.

I hereby certify that the undersigned is a duly qualified and duly admitted to practice before the Commissioner for Patents. Central Number for Official Application Correspondence, 703-872-9306 on December 23, 2003.

David V. Upite 47,147
Name of Attorney/Agent Registration No.
Signature of Attorney

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

Case Docket No. 7656M

COMMISSIONER FOR PATENTS
Central Number for Official Application Correspondence
Via facsimile 703/872-9306

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Inventor(s): Frankenbach et al. Confirmation No. 8555

Serial No.: 09/980,797 Group Art Unit: 1751

Date Filed: 12/3/2001 Examiner: J. Hardee

Title: Clear or Translucent Aqueous Polyquaternary Ammonium Fabric Softener Compositions
Containing Low Solvent

1. ☐ No additional fee is known to be required.
2. ☒ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*	RATE	FEE
TOTAL	* 22	MINUS	** 17	= 5	x \$18 =	\$90
INDEP.	* 2	MINUS	*** 3	= 0	x \$84 =	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$280 =	\$0
					TOTAL	\$90

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 - ** If the highest number of total claims previously paid for is less than 20, write "20" in this space.
 - *** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. ☒ The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated 6/26/2003 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$950.00 for a three-month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. ☒ Any patent application processing fees under 37 CFR §1.16.
 - b. ☒ Any patent application processing fees under 37 CFR §1.17.
5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

David V. Upite
Attorney or Agent for Applicant(s)
Registration No. 47,147
Tel. No. (513) 627-8150

Date: December 23, 2003
Customer No. 27752

(last revised 4/7/2003)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

FEE TRANSMITTAL for FY 2004 Patent fees are subject to annual revision.	Complete if Known	
	Application Number	09/980,797
	Confirmation Number	8553
	Filing Date	12/03/2001
	First Named Inventor	Frankenbach
	Examiner Name	J.R. Hardee
	Art Unit	1751
TOTAL AMOUNT OF PAYMENT (\$) 1040.00		Attorney Docket No. 7656M

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																													
1. <input checked="" type="checkbox"/> The Director is hereby authorized to charge indicated fees submitted on this form, credit any over payments, and charge any additional fee(s) during the pendency of this application to: Deposit Account Number: 16-2480 Deposit Account Name: The Procter & Gamble Company		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>Surcharge-late filing fee or oath</td><td>0</td></tr> <tr><td>1052</td><td>50</td><td>Surcharge-late provisional filing fee or cover sheet</td><td>0</td></tr> <tr><td>1053</td><td>130</td><td>Non-English specification</td><td>0</td></tr> <tr><td>1812</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td>0</td></tr> <tr><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner's action</td><td>0</td></tr> <tr><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner's action</td><td>0</td></tr> <tr><td>1251</td><td>110</td><td>Extension for reply within 1st month</td><td>0</td></tr> <tr><td>1252</td><td>420</td><td>Extension for reply within 2nd month</td><td>0</td></tr> <tr><td>1253</td><td>950</td><td>Extension for reply within 3rd month</td><td>[950]</td></tr> <tr><td>1254</td><td>1,480</td><td>Extension for reply within 4th month</td><td>0</td></tr> <tr><td>1255</td><td>2,010</td><td>Extension for reply within 5th month</td><td>0</td></tr> <tr><td>1401</td><td>330</td><td>Notice of Appeal</td><td>0</td></tr> <tr><td>1402</td><td>330</td><td>Filing a brief in support of an appeal</td><td>0</td></tr> <tr><td>1403</td><td>290</td><td>Request for oral hearing</td><td>0</td></tr> <tr><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td>0</td></tr> <tr><td>1452</td><td>110</td><td>Petition to revive - unavoidable</td><td>0</td></tr> <tr><td>1453</td><td>1,330</td><td>Petition to revive - unintentional</td><td>0</td></tr> <tr><td>1501</td><td>1,330</td><td>Utility issue fee (or reissue)</td><td>0</td></tr> <tr><td>1502</td><td>480</td><td>Design issue fee</td><td>0</td></tr> <tr><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td>0</td></tr> <tr><td>1807</td><td>50</td><td>Processing fee under 37 C.F.R. 1.17(q)</td><td>0</td></tr> <tr><td>1806</td><td>180</td><td>Submission of Information Disclosure Statement</td><td>0</td></tr> <tr><td>1809</td><td>770</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td>0</td></tr> <tr><td>1810</td><td>770</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td>0</td></tr> <tr><td>1801</td><td>770</td><td>Request for Continued Examination (RCE)</td><td>0</td></tr> <tr><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td>0</td></tr> <tr><td>1454</td><td>1330</td><td>Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)</td><td>0</td></tr> <tr><td colspan="3">Other fee (specify)</td><td>0</td></tr> <tr><td colspan="3">Other fee (specify)</td><td>0</td></tr> <tr> <td colspan="2">SubTOTAL (3)</td> <td>(\$)1950.00</td> <td></td> </tr> </tbody> </table>		Code	(\$)	Fee Description	Fee Paid	1051	130	Surcharge-late filing fee or oath	0	1052	50	Surcharge-late provisional filing fee or cover sheet	0	1053	130	Non-English specification	0	1812	2,520	For filing a request for <i>ex parte</i> reexamination	0	1804	920*	Requesting publication of SIR prior to Examiner's action	0	1805	1,840*	Requesting publication of SIR after Examiner's action	0	1251	110	Extension for reply within 1 st month	0	1252	420	Extension for reply within 2 nd month	0	1253	950	Extension for reply within 3 rd month	[950]	1254	1,480	Extension for reply within 4 th month	0	1255	2,010	Extension for reply within 5 th month	0	1401	330	Notice of Appeal	0	1402	330	Filing a brief in support of an appeal	0	1403	290	Request for oral hearing	0	1451	1,510	Petition to institute a public use proceeding	0	1452	110	Petition to revive - unavoidable	0	1453	1,330	Petition to revive - unintentional	0	1501	1,330	Utility issue fee (or reissue)	0	1502	480	Design issue fee	0	1460	130	Petitions to the Commissioner	0	1807	50	Processing fee under 37 C.F.R. 1.17(q)	0	1806	180	Submission of Information Disclosure Statement	0	1809	770	Filing a submission after final rejection (37 CFR § 1.129(a))	0	1810	770	For each additional invention to be examined (37 CFR § 1.129(b))	0	1801	770	Request for Continued Examination (RCE)	0	1802	900	Request for expedited examination of a design application	0	1454	1330	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	0	Other fee (specify)			0	Other fee (specify)			0	SubTOTAL (3)		(\$) 1950.00	
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	David V. Upite	Registration No. (Attorney/Agent)	47,147
Signature	<i>David V. Upite</i>	Telephone	(513) 627-8150
		Date	December 23, 2003

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Patent.doc (Revised for P&G use 9/22/2003)

Appl. No. 09/980,797
Atty. Docket No. 7656M
Amdt. dated December 23, 2003
Reply to Office Action of June 26, 2003
Customer No. 27752

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I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents in the US Patent and Trademark Office on December 23, 2003

David V. Unite 47147
Name of Attorney/Agent Registration No.
David V. Unite
Signature of Attorney/Agent

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/980,797
Applicant(s) : Gayle Marie Frankenbach, et al.
Filed : 12/03/2001
Title : Clear or translucent aqueous polyquaternary ammonium
fabric softener compositions containing low solvent.
TC/A.U. : 1751
Examiner : Hardee, John R
Conf. No. : 8555
Docket No. : 7656M
Customer No. : 27752

REPLY AND AMENDMENT AFTER 1ST OFFICE ACTION UNDER 37 CFR §1.111(b)-(c)

Mail Stop Fee Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY REMARKS

In response to the Office Action of June 26, 2003, the time for response being extended by three months, pursuant to the fee charged to the Assignee's Deposit Account in the papers submitted herewith, please amend the above-identified application as follows and consider the following remarks and reconsider the application. Attached hereto is a Petition for a Three-Month Extension of Time, and the fee required under 37 CFR §1.17(a), providing for a timely response up to and including December 26, 2003.

Appl. No. 09/980,797
Atty. Docket No. 7656M
Amdt. dated December 23, 2003
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Please amend the above-identified application as follows:

Amendments to the Claims begin on page 3 of this paper.

Remarks begin on page 10 of this paper.